

**IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL No. \_\_\_\_\_ OF 2026**  
**[arising out of SLP (Cri.) No. \_\_\_\_\_ /2026]**  
**Diary No.25234/2026**

**AWADESH RAY @ AWADESH RAI                      APPELLANT**

**VERSUS**

**THE STATE OF BIHAR & ANR.                      RESPONDENTS**

**ORDER**

1. Delay condoned.
2. Leave granted.
3. The impugned judgment and order of the High Court of Patna is in the teeth of the decision of this Court reported in (2026) SCC Online SC 676.
4. Accordingly, the impugned judgment and order stands set aside.
5. We make it clear that the appellant shall appear before

the trial court on each and every date fixed for trial, unless exemption from appearance is granted in accordance with law.

6. Should the appellant appear before the trial court, no coercive action be taken against him.

7. The appeal is allowed on the above terms.

8. Pending application(s), if any, shall stand disposed of.

.....J.  
[DIPANKAR DATTA]

.....J.  
[SATISH CHANDRA SHARMA]

**New Delhi;  
May 18, 2026.**

ITEM NO.61

COURT NO.6

SECTION II-A

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s).  
25234/2026

[Arising out of impugned final judgment and order  
dated 21-01-2026 in CRM No.50663/2025 passed by the  
High Court of Judicature at Patna]

AWADESH RAY @ AWADESH RAI

Petitioner

VERSUS

THE STATE OF BIHAR & ANR.

Respondents

I.A. No.146963/2026-CONDONATION OF DELAY IN FILING

I.A. No.146956/2026-EXEMPTION FROM FILING O.T.

Date : 18-05-2026 This matter was called on for  
hearing today.

CORAM : HON'BLE MR. JUSTICE DIPANKAR DATTA  
HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Petitioner(s) :Mr. Anand Ranjan, AOR

For Respondent(s) :Mr. Azmat Amanullah, AOR

UPON hearing the counsel the Court made the  
following  
O R D E R

1. Delay condoned.
2. Leave granted.

3. The appeal is allowed in terms of the signed order.
4. Pending application(s), if any, shall stand disposed of.

**(RASHMI DHYANI PANT)**                      **(SUDHIR KUMAR SHARMA)**  
**ASTT. REGISTRAR-cum-PS**                      **COURT MASTER (NSH)**  
**(signed order is placed on the file)**